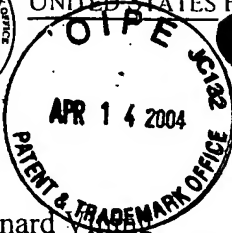




04-15-04  
UNITED STATES PATENT AND TRADEMARK OFFICE



Bernard Vining  
6419 South Troy Street  
Chicago, IL 60629

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APR 19 2004

OFFICE OF PETITIONS

In re Application of  
Vining  
Application No. 10/080,260  
Filed: February 21, 2002  
For: Smoke Detector With RF Reset Switch

loc 4700 JAC  
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

10/04  
of previous  
paper  
Paper No. 8

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ON PETITION

This is a decision in response to the papers filed February 23, 2004, which is being treated as a petition under 37 CFR 1.181 (no fee) to withdraw the holding of abandonment of the above-identified application.

The petition is **dismissed**.

Any request for reconsideration must be submitted within TWO (2) MONTHS from the mail date of this decision. No further petition fee is required for the request. Extensions of time under 37 CFR 1.136(a) are NOT permitted. The reconsideration request should include a cover letter entitled "Renewed Petition To Withdraw the Holding of Abandonment."

A previous petition was filed on December 29, 2003. A decision was mailed on January 21, 2004.

The petition discussed several things which needed to be supplied.

The \$65 surcharge for a late filed declaration:

Petitioner has submitted the \$65 surcharge.

A proper declaration:

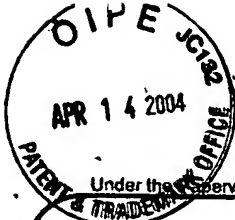
The decision stated,

A review of the declaration filed with the petition reveals that petitioner lists his country of residence as "Cook." It appears that petitioner may have read the word "country" as the word "county." Petitioner should complete and submit the attached declaration using the correct address.

The newly submitted declaration continues to list petitioner's country as "Cook" even though petitioner lives in the United States. Petitioner should correctly complete the attached declaration.

Evidence to establish non-receipt of the Notice to File Missing Parts mailed March 19, 2002:

Petitioner has failed to provide any of the requested evidence. Petitioner should closely read the following discussion and respond accordingly.



Mailed MAR. 18 2004

PTO/SB/01 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

☐ Declaration  
Submitted  
With Initial  
Filing

OR

☒ Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number

First Named Inventor

BERNARD VINING

COMPLETE IF KNOWN

Application Number

Filing Date

Art Unit

Examiner Name

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I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SMOKE DETECTOR WITH RF RESET SWITCH

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☐ was filed on (MM/DD/YYYY)

FEB. 21, 2002

as United States Application Number or PCT International

Application Number

10/080,260

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application | Country | Foreign Filing Date | Priority                 | Certified Copy Attached? |
|---------------------------|---------|---------------------|--------------------------|--------------------------|
|                           |         |                     | <input type="checkbox"/> | <input type="checkbox"/> |
|                           |         |                     | <input type="checkbox"/> | <input type="checkbox"/> |
|                           |         |                     | <input type="checkbox"/> | <input type="checkbox"/> |
|                           |         |                     | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**DECLARATION — Utility or Design Patent Application**Direct all correspondence to: ☐ Customer Number:  OR ☒ Correspondence address belowName  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventorGiven Name  
(first and middle [if any]) BERNARDFamily Name  
or Surname VININGInventor's  
SignatureDate  
MAR. 18, 2004Residence: City  
CHICAGOState  
IL.Country  
UNITED STATESCitizenship  
AMERICANMailing Address  
6 4 1 9 SOUTH TROY STREETCity  
CHICAGOState  
IL.ZIP  
6 0 6 2 9Country  
UNITED STATES

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventorGiven Name  
(first and middle [if any])Family Name  
or SurnameInventor's  
Signature

Date

Residence: City

State

Country

Citizenship

Mailing Address

City

State

ZIP

Country

☐ Additional inventors or a legal representative are being named on the supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

MAILED MAR 18

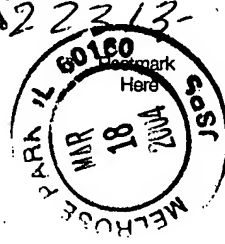
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708-343-2150  
1615400160

1. Priority Mail 4.30

Destination: 22313

Weight: 1.20oz

Postage Type: PVI

Total Cost: 4.30

Base Rate: 3.85

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Delivery Conf (retail) 0.45

03033430000117969308

Subtotal 4.30  
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Cash 10.30  
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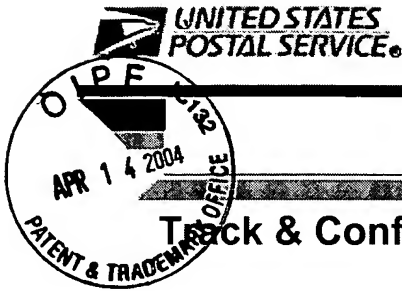
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